

111TH CONGRESS
2D SESSION

S. 3031

To authorize Drug Free Communities enhancement grants to address major emerging drug issues or local drug crises.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 24, 2010

Mr. LEAHY (for himself and Mr. GRASSLEY) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To authorize Drug Free Communities enhancement grants to address major emerging drug issues or local drug crises.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Drug Free Commu-
5 nities Enhancement Act of 2010”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) The epidemiology of drug use indicates that
9 emerging drug trends increase over a short period of
10 time and tend to cluster in discrete geographic

1 areas. Historical evidence shows that emerging local
2 drug issues and crises can be stopped or mitigated
3 before they spread to other areas, if they are identi-
4 fied quickly and addressed in a comprehensive multi-
5 sector manner.

6 (2) Federal investments in drug prevention
7 should not be solely based on national data and
8 trends, but must be flexible enough to address
9 emerging local problems and local drug crises before
10 they become national trends.

11 (3) Successful drug prevention must be based
12 on local data and involve multiple community sectors
13 in planning and implementing specifically targeted
14 strategies that respond to the unique drug problems
15 of the community.

16 (4) Data and outcomes show that effective com-
17 munity coalitions can markedly reduce local drug
18 use rates for drugs such as marijuana and inhalants
19 among school-aged youth.

20 (5) Community coalitions are singularly situ-
21 ated to deal with emerging drug issues and local
22 drug crises, such as methamphetamine, cheese (a
23 mixture of black tar heroin and Tylenol PM), and
24 prescription and non-prescription drug abuse be-
25 cause the community coalitions are organized, data

1 driven, and take a comprehensive, multi-sector ap-
 2 proach to solving and addressing locally identified
 3 drug problems.

4 (6) Providing enhancement grants to coalitions
 5 to address emerging local drug issues or local drug
 6 crises is a cost effective way to deal with these drug
 7 issues. This approach builds on existing infrastruc-
 8 tures with proven results that include all of the rel-
 9 evant community sectors needed to comprehensively
 10 address specific emerging drug issues and crises,
 11 and guards against using Federal funding to create
 12 duplicative community based infrastructures for sub-
 13 stance abuse prevention.

14 **SEC. 3. COMMUNITY-BASED COALITION ENHANCEMENT**
 15 **GRANTS TO ADDRESS EMERGING DRUG**
 16 **ISSUES OR LOCAL DRUG CRISES.**

17 (a) DEFINITIONS.—In this section—

18 (1) the term “Director” means the Director of
 19 the Office of National Drug Control Policy;

20 (2) the term “drug” means—

21 (A) a substance listed on schedule I, II,
 22 III, IV, or V of section 202 of the Controlled
 23 Substances Act (21 U.S.C. 812(c));

24 (B) inhalants;

1 (C) if used in a manner that is illegal, a
2 prescription or over the counter drug or medi-
3 cine; and

4 (D) another mind altering substance with
5 the potential for abuse, as determined by the
6 Director, not listed on a schedule of section
7 202(c) of the Controlled Substance Act (21
8 U.S.C. 812(c));

9 (3) the term “emerging local drug issue”
10 means, with respect to the area served by an eligible
11 entity, a sudden increase in the use or abuse of a
12 particular drug in the community, as documented by
13 local data;

14 (4) the term “local drug crisis” means, with re-
15 spect to the area served by an eligible entity, the use
16 of a specific drug in the area at levels that are sig-
17 nificantly higher than the national average, over a
18 sustained period of time, as documented by local
19 data; and

20 (5) the term “eligible entity” means an organi-
21 zation that—

22 (A) is receiving or has received a grant
23 under chapter 2 of title I of the National Nar-
24 cotics Leadership Act of 1988 (21 U.S.C. 1521

et seq.) (commonly known as the Drug-Free
Communities Act of 1997); and

(B) has documented, using local data—

(i) for an emerging local drug issue—

(I) rates of drug use and abuse
above the national average, as deter-
mined by the Director (including ap-
propriate consideration of the Moni-
toring of the Future Survey published
by the Department of Health and
Human Services), for comparable time
periods; or

(II) if national data is not avail-
able, at the discretion of the Director,
high rates of drug use or abuse based
solely on valid local data; or

(ii) for a local drug crisis—

(I) rates of use and abuse for a
specific drug at levels that are signifi-
cantly higher than the national aver-
age, as determined by the Director
(including appropriate consideration
of the Monitoring of the Future Sur-
vey published by the Department of
Health and Human Services and the

1 National Survey on Drug Use and
2 Health by the Substance Abuse and
3 Mental Health Service Administra-
4 tion); and

5 (II) rates of use and abuse for a
6 specific drug that continue over a sus-
7 tained period of time, as determined
8 by the Director.

9 (b) AUTHORIZATION OF PROGRAM.—The Director
10 may make enhancement grants to eligible entities to im-
11 plement comprehensive community-wide strategies that
12 address emerging local drug issues or local drug crises
13 within the area served by the eligible entity.

14 (c) APPLICATION.—

15 (1) IN GENERAL.—An eligible entity desiring an
16 enhancement grant under this section shall submit
17 an application to the Director at such time, in such
18 manner, and accompanied by such information as
19 the Director may require.

20 (2) CRITERIA.—As part of an application for a
21 grant under this section, the Director shall require
22 an eligible entity to submit a detailed, comprehen-
23 sive, multi-sector plan for addressing the emerging
24 local drug issue or local drug crises within the area
25 served by the eligible entity.

1 (d) USES OF FUNDS.—A grant under this section
2 shall be used to—

3 (1) implement comprehensive, community-wide
4 prevention strategies to address an emerging local
5 drug issue or drug crises in the area served by an
6 eligible entity, in accordance with the plan submitted
7 under subsection (c)(2); and

8 (2) obtain specialized training and technical as-
9 sistance from the entity receiving a grant under sec-
10 tion 4 of Public Law 107–82 (21 U.S.C. 1521 note).

11 (e) GRANT AMOUNTS.—

12 (1) IN GENERAL.—The total amount of grant
13 funds awarded to an eligible entity for a fiscal year
14 may not exceed the amount of non-Federal funds
15 raised by the eligible entity, including in-kind con-
16 tributions, for that fiscal year.

17 (2) GRANT AWARDS.—A grant under this sec-
18 tion shall—

19 (A) be made for a period of not more than
20 4 years; and

21 (B) be for not more than \$75,000 per
22 year.

23 (f) SUPPLEMENT NOT SUPPLANT.—Grant funds pro-
24 vided under this section shall be used to supplement, not

1 supplant, Federal and non-Federal funds available for car-
2 rying out the activities described in this section.

3 (g) EVALUATION.—A grant under this section shall
4 be subject to the same evaluation requirements and proce-
5 dures as the evaluation requirements and procedures im-
6 posed on the recipient of a grant under chapter 2 of title
7 I of the National Narcotics Leadership Act of 1988 (21
8 U.S.C. 1521 et seq.) (commonly known as the Drug-Free
9 Communities Act of 1997).

10 (h) ADMINISTRATIVE EXPENSES.—Not more than 5
11 percent of the amount appropriated to carry out this sec-
12 tion for any fiscal year may be used by the Director for
13 administrative expenses.

14 (i) AUTHORIZATION OF APPROPRIATIONS.—There
15 are authorized to be appropriated \$5,000,000 for each of
16 fiscal years 2011 through 2015 to carry out this section.

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